

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

ALIANZA AMERICAS, YANET DOE, PABLO DOE,
and JESUS DOE, on behalf of themselves and all
others similarly situated,

Plaintiffs,

-against-

RONALD D. DESANTIS, Governor of Florida, in his
official and personal capacities; JARED W. PERDUE,
Secretary of the Florida Department of Transportation,
in his official and personal capacities; LAWRENCE A.
KEEFE, Florida Public Safety Czar, in his official and
personal capacities; JAMES UTHMEIER, Chief of
Staff to Florida Governor, in his official and personal
capacities; STATE OF FLORIDA; THE FLORIDA
DEPARTMENT OF TRANSPORTATION; JAMES
MONTGOMERIE; PERLA HUERTA; and VERTOL
SYSTEMS COMPANY, INC.,

Defendants.

Civil Action No. 1:22-cv-11550-ADB

Leave to File Memorandum in Excess
of Page Limits Granted on February 21,
2023 [PACER Dkt. 76]

**DEFENDANTS JAMES MONTGOMERIE AND
VERTOL SYSTEMS COMPANY, INC.'S MOTION TO DISMISS THE COMPLAINT**

Pursuant to Federal Rules of Civil Procedure 12(b)(1), (2), (3), and (6), and for the
reasons set forth in the accompanying Memorandum of Law, Defendants James Montgomerie
and Vertol Systems Company, Inc. hereby move to dismiss Plaintiffs' Amended Complaint.

Request for Oral Argument

Defendants James Montgomerie and Vertol Systems Company, Inc. respectfully request
oral argument on this Motion.

Respectfully submitted,

Dated: February 28, 2023

DEFENDANTS,
JAMES MONTGOMERIE AND
VERTOL SYSTEMS COMPANY, INC.

By his attorneys,

/s/ Brian T. Kelly
Brian T. Kelly (BBO No. 549566)
Christopher J. Stevens (admitted *pro hac vice*)
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LOCAL RULE 7.1(A)(2) CERTIFICATION

I hereby certify that I conferred with counsel for Plaintiff in an attempt to resolve or narrow the issues raised by this motion.

/s/ Brian T. Kelly
Brian T. Kelly

CERTIFICATE OF SERVICE

I hereby certify that a copy of the forgoing was filed electronically on February 28, 2023, and thereby delivered by electronic means to all registered participants as identified on the Notice of Electronic Filing.

/s/ Brian T. Kelly
Brian T. Kelly